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THYSENKRUPP ACCESS CORPORATION

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

LISA DAVIS,

Plaintiff,

vs.

THYSENKRUPP ACCESS, and DOES 1-100

Defendants.

Case No. 4:10-05605 PJH-DMR

**STIPULATION AND [PROPOSED]
ORDER MODIFYING THE PRETRIAL
SCHEDULING ORDER TO CONTINUE
MEDIATION COMPLETION DATE**

Action Filed: September 24, 2010
Trial Date: June 23, 2012

STIPULATION AND [PROPOSED] ORDER MODIFYING THE PRETRIAL
SCHEDULING ORDER TO CONTINUE MEDIATION COMPLETION DATE

STIPULATION

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff Lisa Davis (“Plaintiff”) and her attorneys of record Law Offices of Mayor Joseph L. Alioto & Angela Alioto, by Sandra L. Ribera, and Defendant ThyssenKrupp Access Corporation (“Defendant”), by its attorneys of record Ogletree, Deakins, Nash, Smoak & Stewart, P.C., by Gregory C. Cheng, that the following Stipulation may be entered as an Order by the Court to give effect to the stipulations set forth below:

1. **WHEREAS**, at the initial case management conference, the Court ordered that the parties complete mediation by August 22, 2011;

2. **WHEREAS**, the Court assigned Amy Levine and Margaret Hart Edwards from its panel to serve as co-mediators;

3. **WHEREAS**, after completing significant discovery in this matter, the parties agreed that the issues and circumstances involved in this case would require a private mediator mutually selected by the parties;

4. **WHEREAS**, the parties stipulated to the Honorable Ellen James to serve as the mediator in this case;

5. **WHEREAS**, the next available date for all parties, counsel, and Judge James is November 11, 2011, which is the current date of the mediation; and

6. **WHEREAS**, good cause exists to modify the Pretrial Scheduling Order to continue the mediation cut-off date from August 22, 2011 to November 14, 2011.

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1 **NOW, THEREFORE**, the Parties, through their respective counsel of record **AGREE**
2 **AND HEREBY STIPULATE** for an Order modifying the Pretrial Scheduling Order to continue
3 the mediation cut off date from August 22, 2011 to November 14, 2011.

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5 DATED: August 19, 2011

LAW OFFICES OF MAYOR JOSEPH L.
ALIOTO & ANGELA ALIOTO

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8 By: _____/s/
9 ANGELA ALIOTO
10 SANDRA L. RIBERA
Attorneys for Plaintiff LISA DAVIS

11 DATED: August 19, 2011

OGLETREE, DEAKINS, NASH, SMOAK &
STEWART, P.C.

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14 By: _____/s/
15 DANIELLE OCHS-TILLOTSON
16 GREGORY C. CHENG
Attorneys for Defendant THYSSENKRUPP
ACCESS CORPORATION

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18 **ORDER**

19 **GOOD CAUSE APPEARING THEREFORE, IT IS HEREBY ORDERED** that the
20 Pretrial Scheduling Order is modified to continue the mediation cut-off date from August 22, 2011
21 to November 14, 2011. The referral to court sponsored mediation is withdrawn. The parties are
referred to private mediation.

22 **IT IS SO ORDERED.**

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25 DATED: August 22, 2011 _____

By: _____
Phyllis J. Hamilton
Court Judge

